

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

MARK BREAKIRON,

Petitioner,

V.

MARTIN HORN, Commissioner,
Pennsylvania Department of Corrections;
CONNOR BLAINE, Superintendent of the
State Correctional Institution at Greene, and
JOSEPH P. MAZURKIEWICZ,
Superintendent of the State Correctional
Institution at Rockview,

Respondents.

CIVIL ACTION

No. 00 - 300:

Judge Fischer

THIS IS A CAPITAL CASE.

ORDER

AND NOW, this ____ day of _____, 2007, upon consideration of Petitioner's Supplemental Motion to Amend his Petition for Habeas Corpus, and any response thereto, it is hereby ORDERED that said motion is GRANTED and Claim 4 of the habeas petition is hereby AMENDED to include the facts surrounding the investigation of the Sterbutzal assault, as developed at the February 2, 2007 evidentiary hearing, and Petitioner's claims for relief arising from those facts.

BY THE COURT:

Fischer, J.